

DECLARATION FOR PATENT APPLICATION

As a below-named inventor, I hereby declare that:

My residence, post office address and citizenship is as stated below next to my name.

I believe that I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled, **BIOACTIVE STENTS AND METHODS FOR USE THEREOF**, the specification of which:

_____ is attached hereto.

X was filed on February 26, 2004 (Attorney Docket No. **MEDIV2020-2**)
as U.S. Application Serial No. 10/788,747.

I hereby authorize and request insertion of the application serial number of the Application when officially known.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability of the subject matter of the Application as defined in Title 37, Code of Federal Regulations ("C.F.R."), § 1.56.

With respect to the Application, I hereby claim the benefit under 35 U.S.C. Section 119(e) of any United States provisional application(s) listed below:

<u>60/450,627</u> (Application Serial No.)	<u>February 26, 2003</u> (Filing Date)
<u>60/464,381</u> (Application Serial No.)	<u>April 21, 2003</u> (Filing Date)
<u> </u> (Application Serial No.)	<u> </u> (Filing Date)

With respect to the Application, I hereby claim the benefit under 35 U.S.C. Section 120 of any United States application(s), or Section 365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of the application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. Section 112, I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability of the subject matter of the Application as defined in Title 37, C.F.R., Section 1.56 which became available between the filing date of the prior application and the national or PCT International filing date of the Application:

<u> </u> (Application Serial No.)	<u> </u> (Filing Date)	<u> </u> (Status) (patented, pending, abandoned)
---	--	---

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of first inventor: Kenneth W. Carpenter

Inventor's signature: Kenneth W. Carpenter

Date: March 1, 2004

Residence: San Diego, California

Citizenship: United States of America

Residence Address: 2500 Sixth Avenue
San Diego, California 92103

Full name of second inventor: Huashi Zhang

Inventor's signature: Hs 2

Date: March 2, 2004

Residence: San Diego, California

Citizenship: United States of America

Residence Address: 13166 Kellan Court, Apt. 113
San Diego, California 92130

Full name of third inventor: Brendan J. McCarthy

Inventor's signature: Brendan J. McCarthy

Date: 3/1/04

Residence: Cardiff, California

Citizenship: United States of America

Residence Address: 1939 Lahoud Drive
Cardiff, California 92007

Full name of fourth inventor: Istvan Szinai

Inventor's signature: Istvan Szinai

Date: 3/1/04

Residence: San Diego, California

Citizenship: United States of America

Residence Address: 12527 Montellano Terrace
San Diego, California 92130

Full name of fifth inventor: William G. Turnell

Inventor's signature: Bill Turnell

Date: 1st - MARCH 2004

Residence: San Diego, California

Citizenship: United Kingdom

Residence Address: 14032 Mango Drive
San Diego, California 92014

Full name of sixth inventor: Sindhu M. Gopalan

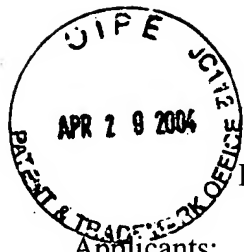
Inventor's signature: Sindhu

Date: 3/2/2004

Residence: San Diego, California

Citizenship: Republic of India

Residence Address: 12655 Fairford Road
San Diego, California 92128



PATENT

ATTORNEY DOCKET NO.: MEDIV2020-2

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Carpenter et al. Art Unit: 3731
Application No.: 10/788,747 Examiner: Not Yet Assigned
Filed: February 26, 2004 Confirmation No.: 8116
Title: BIOACTIVE STENTS AND METHODS FOR USE THEREOF

MAIL STOP MISSING PARTS

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

POWER OF ATTORNEY BY ASSIGNEE

As a below-named assignee of the above-identified application ("Application"):

I hereby appoint the following attorneys of the assignee to prosecute the Application and to transact all business in the United States Patent and Trademark Office connected therewith:

JOHN L. ADAIR	Registration No. 48,828
ARI G. AKMAL	Registration No. 51,338
DAVID L. ALBERTI	Registration No. 43,465
DARYL BASHAM	Registration No. 45,869
JOHN J. BRUCKNER	Registration No. 35,816
LISA A. HAILE	Registration No. 38,347
JACOB V. HANDY	Registration No. 48,347
RICHARD J. IMBRA	Registration No. 37,643
PETER R. LEAL	Registration No. 24,226
JUNE M. LEARN	Registration No. 31,238
ALAN A. LIMBACH	Registration No. 39,749
GEORGE C. LIMBACH	Registration No. 19,305
KARL A. LIMBACH	Registration No. 18,689
TIMOTHY W. LOHSE	Registration No. 35,255
GEORGE R. MEYER	Registration No. 35,284
DEAN NAKAMURA	Registration No. 33,981
ANTONY NOVOM	Registration No. 45,517
VICTOR REPKIN	Registration No. 45,039
MICHAEL T. ROSATO	Registration No. 52,182
GERALD T. SEKIMURA	Registration No. 30,103
MICHAEL R. SHEVLIN	Registration No. 38,724
TAMARA SHIELDS	Registration No. 52,221
ANDREW V. SMITH	Registration No. 43,132
STEVEN R. SPRINKLE	Registration No. 40,825
KIEUN J. SUNG	Registration No. 48,639
MARK M. TAKAHASHI	Registration No. 38,631

In re Application of:

Carpenter et al.

Application No.: 10/788,747

Filed: February 26, 2004

Page 2

PATENT

ATTORNEY DOCKET NO.: MEDIV2020-2

EMANUEL J. VACCHIANO
EDWARD B. WELLER
NAN WU
RONALD L. YIN
BARRY N. YOUNG

Registration No. 43,964
Registration No. 37,468
Registration No. 43,360
Registration No. 27,607
Registration No. 27,744

I hereby authorize and request insertion of the application number of the
Application when officially known.

Direct all telephone calls to:

JUNE M. LEARN, J.D., Ph.D.

Telephone: (858) 677-1416

Facsimile: (858) 677-1465

Address all correspondence to:

JUNE M. LEARN, J.D., Ph.D.

GRAY CARY WARE & FREIDENRICH LLP

4365 Executive Drive, Suite 1100

San Diego, CA 92121-2133

MediVas, LLC

By: Kenneth W. Carpenter
Name: KENNETH W. CARPENTER
Title: PRESIDENT
Date: March 1, 2004